THE HONOURABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 23597 of 2007

Date:03-12-2007

Between:

Botta Lakshmi and five others

…Petitioners

AND

The District Collector, Visakhapatnam and two others

..

Respondents

-

ORDER:

The petitioners seek a writ of mandamus declaring the inaction of the respondents in issuing D-form pattas to the petitioners for the land in their occupation i.e. Ac.5.00 gutnas each in Sy.No.1/1 sitauted at Narendrapuram village of Cherlopalem revenue village, Munagapaka mandal, Visakhapatnam District, , as illegal and arbitrary and consequently direct the respondents to issue D-form pattas to the them.

It is the case of the petitioners that, in fact, the earlier Writ Petition No.14579 of 2004 filed by them was disposed of on 19.08.2004 giving liberty to make a representation to the respondents specifying the area in their occupation separately and on such application being made, if the possession of the petitioners' is unobjectionable as per the Board Standing Order 15, and there is no objection for assignment of said land in their favour, the respondents, after following due process of law, shall consider the request for such assignment and pass appropriate orders in accordance with law.

It is stated that pursuant to the said order of this Court, dated 19.08.2004 in W.P.No.14579 of 2004, the petitioners made representation before the Mandal Revenue Officer, Munagapaka mandal on 10.09.2004.

The learned Government Pleader appearing for the respondents on instructions submits that the representation filed by the petitioners is pending for assignment of the land without passing any orders.

Having regard to the facts of the case, the writ petition is disposed of directing the third respondent/M.R.O. to consider and

dispose of the pending representation of the petitioner withouit any unnecessary delay. There shall be no order as to costs.

V.ESWARAIAH, J.

Date:03.12.2007
ccm